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LFC #4

OFFICE OF PETITIONS
CRTS-5466 (BXTC 4016.1)
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First named inventor Tasiaux et al.

Art Unit Unknown

Application No. 10/069,162

Filed February 14, 2002

For CARDIAC VALVE AND METHOD FOR PREPARING A BIOLOGICAL TISSUE

Confirmation No. 1926

Examiner Unknown

July 18, 2003

PETITION FOR REVIVAL OF AN APPLICATION
FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

The above-identified application became abandoned for failure to file a timely and proper reply to a notice of action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

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APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition Fee

☐ Applicant claims small entity status.

☒ Petition Fee of \$1,300.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of government fees to Deposit Account No. 19-1345.

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Legal Staff
International Division

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2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of a Letter in Response to Notification of Missing Requirements under 35 U.S.C. 371:

☐ has been filed previously on _____.
☒ is enclosed herewith.

- B. The issue fee of \$_____

☐ has been paid previously on _____.
☐ is enclosed herewith.

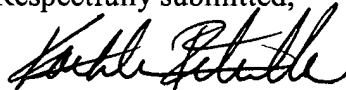
3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer and disclaimer fee of \$_____ disclaiming the required period of time is enclosed herewith.

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional]

Respectfully submitted,



Kathleen M. Petrillo, Reg. No. 35,076
SENNIGER, POWERS, LEAVITT & ROEDEL
One Metropolitan Square, 16th Floor
St. Louis, Missouri 63102
314-231-5400

KMP/lam

Enclosures:

- ☒ Fee Payment
☒ Reply
☐ Terminal Disclaimer/Fee
☐ Additional sheets containing statements establishing unintentional delay
☐ Other: _____

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OFFICE OF PETITIONS

Application Number 10/069,162
 Filing Date February 14, 2002
 Confirmation No. 1926
 Inventor(s) Tasiaux et al.
 Group Art Unit Unknown
 Examiner Name Unknown
 Attorney Docket Number CRTS-5466 (BXTC 4016.1)



METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
- ☐ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
- ☐ Applicant claims small entity status.
2. ☒ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. ☐ BASIC FILING FEE Subtotal (1) \$ _____
 (Type: _____)
2. ☐ EXTRA CLAIM FEES Subtotal (2) \$ 936.00
 Total Claims 58
 Independent Claims 6
 Multiple Dependent Claims 0
3. ☒ ADDITIONAL FEES Subtotal (3) \$ 3,270.00
 - ☐ Surcharge - late filing fee or oath
 - ☐ Surcharge - late provisional filing fee or cover sheet
 - ☒ Extension for reply within fifth month
 - ☐ Notice of Appeal
 - ☐ Filing a Brief in Support of an appeal
 - ☐ Request for ex parte Reexamination
 - ☒ Petitions to the Commissioner
 - ☐ Submission of Information Disclosure Statement
 - ☐ Recording each patent assignment per property
 - ☐ Request for Continued Examination
 - ☐ Other: _____

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TOTAL AMOUNT OF PAYMENT \$ 4,206.00

Kathleen M. Petrillo
 Kathleen M. Petrillo, Reg. No. 35,076

July 18, 2003
 Date

KMP/lam

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